

PATENT
Application 10/773,640
Attorney Docket 2003-0195 (1014-211)

REMARKS

Applicant respectfully thanks the Examiner for the consideration provided to this application, and respectfully requests reconsideration of this application.

The Examiner is further thanked for indicating that each of claims 2, 3, and 8 would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Each of claims 1, 2, 4-6, and 8 has been amended for at least one reason unrelated to patentability, including at least one of: to explicitly present one or more elements, limitations, phrases, terms and/or words implicit in the claim as originally written when viewed in light of the specification, thereby not narrowing the scope of the claim; to detect infringement more easily; to enlarge the scope of infringement; to cover different kinds of infringement (direct, indirect, contributory, induced, and/or importation, etc.); to expedite the issuance of a claim of particular current licensing interest; to target the claim to a party currently interested in licensing certain embodiments; to enlarge the royalty base of the claim; to cover a particular product or person in the marketplace; and/or to target the claim to a particular industry.

Support for amendments to each of claims 1 can be found in the application as originally submitted at least at page 8, lines 5-13 and FIG. 9. Support for amendments to claim 5 can be found in the application as originally submitted at least at page 4, line 15 – page 5, line 2.

Support for amendments to claim 4 can be found in the application as originally submitted at least at page 7, lines 17-21. It is respectfully submitted that no new matter has been added.

Claims 1-8 are now pending in this application. Each of claims 1 and 5 is in independent form.

I. The Obviousness Rejections

Each of claims 1, 4-7, and 9 was rejected under 35 U.S.C. 103(a) as being obvious, and thus unpatentable, over various combinations of U.S. Patent 7,006,436 (“Chu”), U.S. Patent Application Publication 2003/0110292 (“Takeda”), and/or U.S. Patent Application Publication 2004/0170268 (“Hakusui”). Each of these rejections is respectfully traversed as moot in view of the present amendments to each of claims 1, 4, and 5.

Specifically, claim 1, from which claim 4 ultimately depends, states, *inter alia*, yet no

PATENT
Application 10/773,640
Attorney Docket 2003-0195 (1014-211)

evidence is of record that the applied portions of the relied-upon references teach, "the IP device adapted to provide a first service application, the first service application adapted to route the call to both a voice mail system and to a personal computer client, the first service application adapted to connect the call to the PBX phone responsive to a request from a user indicative of a decision to pick up the call."

Claim 4 states, *inter alia*, yet no evidence is of record that the applied portions of the relied-upon references teach, "providing a second service application under control of the IP device, the second service application adapted to transfer the call from a cell phone to the PBX phone, the IP device adapted to receive a voice command from the cell phone, the voice command indicative of a party to call, the IP device adapted to cause a connection to be established to a third party via a dial request based upon the voice command."

Claim 5, from which each of claims 6-8 ultimately depends, states, *inter alia*, yet no evidence is of record that the applied portions of the relied-upon references teach, "via the IP device, controlling a plurality of applications associated with the call using an SIP protocol, the applications comprising remote voice mail screening, call transfer to another phone prior to picking up a destination phone, midcall transfer to another phone, call logging, adding the call to an audio conference, putting a caller on hold, remote call hangup, ringing multiple phones on an incoming call, a screen popup on a personal computer that indicates who is calling, providing a picture of the caller, managing multiple devices and telephone numbers, controlling one button dialing from a phone, and voice dialing control."

For at least these reasons, reconsideration and withdrawal of each rejection of each of claims 1, 4, and 5 is respectfully requested. Also, reconsideration and withdrawal of each rejection of each of claims 4 and 6-8, each of which ultimately depends from one of independent claims 1 and 5 is also respectfully requested.

II. Claims 2, 3, and 8

Claim 2 states, *inter alia*, yet no evidence is of record that the applied portions of the relied-upon references teach, "via the IP device, controlling a plurality of applications associated with the call using an SIP protocol, the applications comprising remote voice mail screening, call transfer to another phone prior to picking up a destination phone, midcall transfer to another

PATENT
Application 10/773,640
Attorney Docket 2003-0195 (1014-211)

phone, call logging, adding the call to an audio conference, putting a caller on hold, remote call hangup, ringing multiple phones on an incoming call, a screen popup on a personal computer that indicates who is calling, providing a picture of the caller, managing multiple devices and telephone numbers, controlling one button dialing from a phone, and voice dialing control.”

Claim 3 states, *inter alia*, yet no evidence is of record that the applied portions of the relied-upon references teach, “controlling the call using a protocol having a call control portion and a voice control portion, via the voice control portion, the IP device adapted to receive a voice command from a cell phone and determine a party to call from the voice command, the IP device adapted to cause an establishment of a connection between the cell phone and the party.”

Claim 8 states, *inter alia*, yet no evidence is of record that the applied portions of the relied-upon references teach, “wherein the IP device provides a service application of the plurality of applications, the service application adapted for controlling the call, the service application adapted to route the call to both a voice mail system and to a personal computer client, the service application adapted to connect the call to a PBX phone responsive to a request from the user indicative of a decision to pick up the call.”

For at least these reasons, an issuance of a Notice of Allowance for each of claims 2, 3, and 8 is earnestly solicited.

NOV 14 2008

PATENT

Application 10/773,640
Attorney Docket 2003-0195 (1014-211)

CONCLUSION

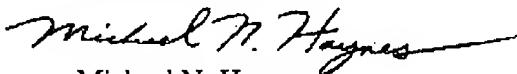
It is respectfully submitted that the application is in clear condition for allowance.

Reconsideration, withdrawal of all grounds of rejection, and issuance of a Notice of Allowance are earnestly solicited.

The Office is hereby authorized to charge any additional fees or credit any overpayments under 37 C.F.R. 1.16 or 1.17 to Deposit Account 50-2504. The Examiner is invited to contact the undersigned at 434-972-9988 to discuss any matter regarding this application.

Respectfully submitted,

Michael Haynes PLC



Michael N. Haynes

USPTO Registration: 40,014

Telephone: 434-972-9988

Facsimile: 815-550-8850

1341 Huntersfield Close

Keswick, VA 22947

Date: 13 November 2008